

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

FREDRICK E. MCSWINE,

Plaintiff,

vs.

HARBANS DEOL, in his official and
individual capacities;

Defendant.

8:22CV30

ORDER

On December 22, 2022, Plaintiff filed what he captioned a “Motion to Denie [sic] Summary of Judgment and Evidence to Support a Trial.” [Filing No. 27](#). Upon review, it is clear that Plaintiff’s “motion” is intended as his brief in opposition to Defendant’s Motion for Summary Judgment, [Filing No. 20](#), filed on December 1, 2022. See [Filing No. 27 at 1](#) (“Enclosed in this *brief* also find evidence in support of a trial.” (emphasis added)). Pursuant to the Court’s local rules, a party opposing a motion must file a “brief that concisely states the reasons for opposing the motion.” NECivR [7.1\(b\)\(1\)\(A\)](#). Accordingly,

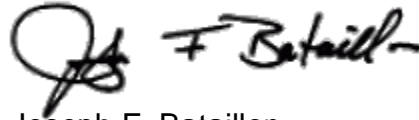
IT IS ORDERED that:

1. The Clerk's office is directed to term the motion at [Filing No. 27](#). The Court will treat [Filing No. 27](#) as Plaintiff’s brief in opposition to Defendant’s summary judgment motion.

2. Defendant shall have until January 5, 2023 to file a reply brief in support of his summary judgment motion. The Clerk of Court is directed to set a pro se case management deadline using the following text: **January 5, 2023**: deadline for Defendant’s reply brief.

Dated this 27th day of December, 2022.

BY THE COURT:

A handwritten signature in black ink, appearing to read "JF Bataillon". The signature is stylized with a large, circular initial "J" and a long, horizontal stroke extending to the right.

Joseph F. Bataillon
Senior United States District Judge